



Docket No. 614.1747CD2C

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Yasushi SUGAYA, et al.

Confirmation No.: 3699

Serial No.: 10/086,742

Filed: March 4, 2003

For: MULTI-WAVELENGTH LIGHT AMPLIFIER

Group Art Unit: 3663

Examiner: N. Moskowitz

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In the Office Action mailed March 4, 2003, the claims are rejected under 35 USC 102 in view of Sugaya et al., "Configuration Design of Multi-wavelength Er-doped Fiber Amplifier for WDM Transmission System," Technical Report of IEICE, OSC95-36, July 1995 (hereinafter "Sugaya (IEICE)").

The inventors of the present application are Yasushi Sugaya, Miki Takeda, Susumu Kinoshita and Terumi Chikama. Each inventor is an employee of Fujitsu Limited, the assignee of the present application.

Yasushi Sugaya, Miki Takeda, Susumu Kinoshita and Terumi Chikama are also the inventors of the invention disclosed in the cited reference Sugaya (IEICE).

When an invention is described in a published article, Fujitsu Limited does not necessarily list all inventors as authors. Therefore, Yasushi Sugaya, Susumu Kinoshita and Terumi Chikama were listed as authors on the cited reference Sugaya (IEICE), but Miki Takeda was not listed as an author. However, as indicated above, Miki Takeda is an inventor of the invention disclosed in Sugaya (IEICE).

Therefore, the "inventive entities" of the present application and the cited reference Sugaya (IEICE) are the same.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true and, further, that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

(1) Yasushi Sugaya

(2) Miki Takeda

(3) 7/28/03 S. Kinoshita
Susumu Kinoshita

(4) Terumi Chikama



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DECLARATION UNDER 37 CFR §1.132

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(1) Yasushi Sugaya 07/28/2003
Yasushi Sugaya

(2) Miki Takeda 07/30/2003
Miki Takeda

(3) _____
Susumu Kinoshita

(4) Terumi Chikama 08/01/2003
Terumi Chikama